IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2426 OF 2007

Bastyav Jav Noon & ors ..Petitioners

V/s.

Michael John Ghonsalvis & ors ..Respondents

Mr.R.D.Suryavanshi for the petitioners

CORAM : A.S.OKA, J

DATE : 10TH APRIL, 2007

P.C.

1. Heard the learned advocate appearing for the petitioners. By this petition under article 227 of the Constitution of India, the petitioners have challenged the orders passed by the authorities under the Maharashtra Land Revenue Code, 1966 in proceedings relating to a mutation entry. It is well settled position of law that in proceedings relating to mutation entries, rights of the parties as regards immovable property cannot be decided and the orders which are passed in the said proceedings by the Revenue Authorities are always subject to a decree passed by the Civil Court.

2. In view of this legal position, Writ Petition is not entertained. Subject to what is stated above, the Writ Petition is rejected.

(A.S.OKA, J.)